

IN THE CHHATTISGARH HIGH COURT OF JUDICATURE: BILASPUR

Writ Petition No. 118/2000

PETITIONER

: M/s Kalpana Beverages &

Distilleries Private Ltd.

Through: The Managing Director

Shreechand Wadhwa S/o Shri

Girdharilal Wadhwa, aged

about 40 years R/o Lane No.2,

Lalbag, Sindhi Colony,

Rajnandgaon (Chhattisgarh)

- Versus -

RESPONDENT

: Madhya Pradesh State

Industrial Development

Corporation Ltd. through:

The Managing Director,

AVN Towers, Plot No. 192,

Zone-1, Mahatma Pratap Nagar,

Bhopal - 462 011 M.P.

Writ Petition under Article 226 of the Constitution
of India for issuance of a suitable writ, order
or direction against the Respondent.



185/22
13.12.22
No. 13-12-22
By Shri...

226

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

W.P. NO. 118/2000

भाषला क्रमांक

सन् 200

आदेश पत्रक (पूर्वानुद्ध)

आदेश का दिनांक आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<u>14-1-2002</u> Shri P.K.C. Tiwari, Advocate for the petitioner. Shri P.Diwakar, Advocate for the respondent. Heard. The petitioner has filed this petition on the ground that the property has been attached and in spite of his efforts, settlement could not be made. Counsel for the respondent on the other hand submitted that Rs. 44 lacs was given to the petitioner in the year 1991 and as on 30-9-2000 the amount comes to about Rs. 2,54,00,000/-. Shri Tiwari submitted that during this period he submitted certain proposals and representations but representations have not been decided and the decision, if any, has not been communicated to him. The matter is pending in this Court. On 15-12-2000 when the matter came up for hearing, this Court passed an order that the Corporation may auction the unit but bid will not be finalized nor the unit shall be transferred in favour of any bidder until further order from this Court. Shri Diwakar submitted that the Corporation has not auctioned the unit. Shri Tiwari submitted that the petitioner is interested in reschedulement and settlement. Shri Diwakar on the other hand submitted that the proposals have to be genuine and viable, as nothing has been paid. Having considered the facts and circumstances of the case, ~~material on record and~~ having heard the learned counsel for the	

227

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 118/2000 सन् 200

आदेश पत्रक (पूर्वानुबन्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
<i>Fakhruddin</i>	parties, in the opinion of this Court, it would be just and proper that the petitioner shall file representation within 10 days from today before the respondent. If such a representation is filed the respondent shall consider and decide it as early as possible preferably within three weeks from the date of representation and the decision shall be communicated to the petitioner through registered A/d. One copy of the decision shall also be forwarded to Shri P.K.C. Tiwari, counsel for the petitioner. <i>by reg. A.D. & will be deemed to be good service.</i> With these observations, the petition is disposed of with liberty to the parties to avail the proper remedy. Certified photocopy, if applied for.	Sd/- Fakhruddin Judge <i>21/11/2002</i>